IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Appeal No. 619 of 2005
in
Notice of Motion No. 3326 of 2004
in
Suit No. 3234 of 2004

Mrs. J. Kalyani & Others .. Appellants
V/s.
Ambalal Gulabchand & Ors. .. Respondents

Mr. Milind Vasudeo i/b. Mr. Anurag Jain for the Appellants
Mr. Kishor Jain for the Respondent No. 1
Mr. N. Engineer i/b. M/s. Desai & Deewanji for the Respondent Nos. 2 and 3.
Mr. K.G. Munshi i/b. M/s. A.R. Vaidya & Co. for the Respondent No. 4.

CORAM : DR. S. RADHAKRISHNAN &
S.C. DHARMADHIKARI, JJ.
DATED : 24.08.2005.

P.C.:-

1. Heard the learned counsel for the Appellants and the learned counsel for the Respondent Nos. 1 to 4. Appeal is admitted. The learned counsel for the Appellants seeks leave to delete Respondent Nos. 5 to 19. Accordingly, they stand deleted.

2. By this Appeal, the Appellants are challenging the learned Single Judge’s order dated 18.1.2005, whereby the learned Single Judge has declined to appoint Court Receiver by way of ad-interim relief.

3. Having regard to the facts and circumstances of the case, as this is only a refusal of ad-interim relief of appointment of Court Receiver, in the larger interests of justice, we request the learned Single Judge to

expeditiously dispose of the Notice of Motion No. 3326 of 2004. Parties are at liberty to apply to the learned Single Judge for a fixed date of hearing. In the meanwhile, parties are directed to maintain status quo as of today, however, Respondent No. 4 is permitted to carry out the essential repairs.

(DR. S. RADHAKRISHNAN, J.)

(S.C. DHARMADHIKARI, J.)